

STATE OF NEW HAMPSHIRE



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May 19, 2014

To: NEW HAMPSHIRE OIL DISCHARGE AND POLLUTION CONTROL LICENSEES

Subject: STATUTORY CHANGE REQUIRING THAT OIL DISCHARGE AND POLLUTION CONTROL LICENSEES USE LICENSED MOTOR FUEL AND PETROLEUM PRODUCTS TRANSPORTERS

Dear Licensee:

Senate Bill 84 amended statute RSA 260:42, effective 8/23/2013, to require New Hampshire licensed Motor Fuel and Aviation Fuel Distributors and Oil Discharge and Pollution Control Licensees to only use New Hampshire licensed Motor Fuel and Petroleum Products Transporters. The pertinent new text of RSA 260:42 is listed below:

IX.(a) All distributors licensed under RSA 260:36 who require transport of motor fuel or products subject to the fees stipulated in RSA 146-A shall use a licensed motor fuel and petroleum products transporter. The department shall make available to each distributor, monthly, a list of current licenses issued under this section.

(b) Any distributor who fails to use a motor fuel and petroleum products transporter licensed in accordance with this section shall be assessed a penalty of \$500 or \$10 per delivery, whichever is greater. Such penalty shall immediately accrue and shall bear interest as specified in RSA 260:40-a.

The intent of this letter is to clarify that this legislative change applies to both Motor Fuel Distributors and Oil Discharge and Pollution Control Licensees. The Road Toll Bureau maintains a list of licensed Motor Fuel and Petroleum Products Transporters on its web site:

<http://www.nh.gov/safety/divisions/administration/roadtoll/transporters.html>. Please ensure that any motor fuel or products subject to the fees stipulated in RSA 146-A are transported by a company on that list.

If you have any questions, please feel free to contact this office at (603) 271-2311.

Sincerely,

A handwritten signature in black ink that reads 'Eric Marshall'.

Eric Marshall
Road Toll Administrator